

Juror ID: \_\_\_\_\_

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA  
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-v-

19 Cr. 374 (JMF)

MICHAEL AVENATTI,

JURY QUESTIONNAIRE

Defendant.

### **PRELIMINARY INSTRUCTIONS**

Please read the following instructions carefully before completing any portion of this questionnaire. Please print your juror number in the space provided at the top of each page. Please answer each and every question by circling your response or by providing the information requested. Please answer each question fully. Some questions have more than one part.

**YOU ARE SWORN TO GIVE TRUE AND COMPLETE ANSWERS TO ALL QUESTIONS IN THIS QUESTIONNAIRE.** This questionnaire is designed to help simplify and shorten the jury selection process. The purpose of the questionnaire is to determine whether prospective jurors can decide this case impartially based upon the evidence presented at trial and the legal instructions given by the presiding judge. The questions are not intended to inquire unnecessarily into personal matters. Although some of the questions may appear to be of a personal nature, please understand that the Court and the parties must learn enough information about each juror's background and experiences to select a fair and impartial jury.

Please answer all questions to the best of your ability. If you do not know the answer to a question then write, "I don't know." There are no "right" or "wrong" answers, only truthful answers. If you have strong feelings about this case in general, please do not hesitate to share them. Although you may be a perfectly good juror in another case, this may or may not be the right case for you to sit on as an impartial juror. Both parties have the right to get honest answers and to hear your true opinions. Do not discuss the case or your answers with anyone. It is important that the answers be yours alone. Remember, you are sworn to give true and complete answers to all questions.

If you need extra space to answer any question, please use the extra blank sheets of paper included at the end of the questionnaire. Be sure to indicate on the blank page the number of the question you are answering. Do not write anything on the back of any page.

**DO NOT DISCUSS YOUR QUESTIONS AND ANSWERS OR THE CASE WITH ANYONE, NOW OR UNTIL FURTHER INSTRUCTED BY THE COURT.** You should not discuss the questions or answers with fellow jurors. It is very important that your answers be

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your own individual answers. More broadly, do not discuss the case with anyone, including the lawyers (except in the presence of the Court), your fellow jurors, your family, your friends, or anyone else. Do not communicate about the case in any way, including telephone, e-mail, any social media app or website (such as Facebook), any communications app or website (such as Twitter). You must also avoid reading or hearing about the case (or anyone participating in the case) in newspapers, in magazines, on the radio or television, or on the Internet.

**DO NOT DO YOUR OWN RESEARCH ON THE CASE.** Do not conduct any research into the case (or anyone participating in the case) at any time before your entire jury service has been completed. That includes performing Internet searches, asking other people about the case, reading news stories, books, or reports about the case, or watching films or television programs that relate to the case. Do not read, watch, or listen to any information about this case.

If you believe that any of your answers contain private information that could embarrass you or otherwise seriously compromise your privacy and wish to request that the Court keep them confidential and not distribute them beyond the judge and counsel, you may indicate that on one of the blank pages at the end of this form. (Please identify the specific answer or answers that you believe should remain confidential.) After a jury has been selected, all copies of your responses to the questionnaire will be returned to the Court.

### **SUMMARY OF THE CASE**

**The Court is selecting a jury for a two- to three-week trial commencing on Tuesday, April 21, 2020. Thus, it should end no later than about Friday, May 8, 2020.**

This is a criminal case. The defendant, Michael Avenatti, has been charged in an indictment with wire fraud and aggravated identity theft. The indictment is not evidence. It simply contains the charges—referred to as “counts”—that the Government intends to prove to the jury at trial beyond a reasonable doubt.

The indictment contains two counts. Count One charges that Mr. Avenatti devised a scheme to defraud his client, Stephanie Clifford, who is also known as “Stormy Daniels,” by taking for himself payments due to Ms. Daniels pursuant to her book contract. The Government further alleges that Mr. Avenatti then used those payments for his own purposes but falsely represented to Ms. Daniels that the payments had not been made. Count Two charges that Mr. Avenatti used Ms. Daniels’s identity—and, more specifically, her name and signature—without her permission, on a document in which he falsely represented to Ms. Daniels’s book agent that Ms. Daniels had given authorization for the payments to be sent by wire to an account controlled by Mr. Avenatti.

Mr. Avenatti has pled not guilty to both charges. Mr. Avenatti is presumed innocent, and before he can be found guilty on any charge, the jury must find that the Government has proven each element of that crime beyond a reasonable doubt.

**(Please turn the page and read and complete the questionnaire.)**



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**BACKGROUND**

6. How old are you? \_\_\_\_\_
7. Are you a citizen of the United States? (Please circle.)  
Yes \_\_\_\_\_ No \_\_\_\_\_
8. In what county of New York do you live? \_\_\_\_\_
9. Approximately how long have you lived in that county? \_\_\_\_\_
10. In what other county or counties, if any, have you lived in the last five years?  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
11. Who are the other members of your household, if any, and what, if anything, do they do for work?  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
12. Do you have grown children? If so, how many and what, if anything, do they do for work?  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
13. What newspapers or magazines do you read on a regular basis?  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
14. What television channels or shows, websites, radio stations, magazines, newspapers, or applications do you visit, use, watch, or read on a regular basis to get the news?  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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15. What television channels or shows do you watch on a regular basis?

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16. Do you belong to or volunteer your time to any associations, organizations, clubs, or unions? If so, please list the group and explain your involvement and list any titles or roles you may have or have had in the leadership of such group.

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17. What do you like to do in your spare time?

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18. Have you ever served as a juror? (Please circle.)

Yes

No

19. If the answer to Question #18 was yes, please complete as appropriate (**but please do not state what the verdict in any case was**).

a. Civil Cases

Number of times: \_\_\_\_\_

Number of: \_\_\_\_\_ Federal cases \_\_\_\_\_ State cases

1. For each: Was the jury asked to reach a verdict? (Please circle; continue answers to the right as necessary.)

Yes

No

2. For each: If so, did the jury reach a verdict? (Please circle; continue answers to the right as necessary.)

Yes

No

3. For each: Were you the foreperson? (Please circle; continue answers to the right as necessary.)

Yes

No

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b. Criminal Cases

Number of times: \_\_\_\_\_

Number of: \_\_\_\_\_ Federal cases \_\_\_\_\_ State cases

1. For each: Was the jury asked to reach a verdict? (Please circle; continue answers to the right as necessary.)

Yes No

2. For each: If so, did the jury reach a verdict? (Please circle; continue answers to the right as necessary.)

Yes No

3. For each: Were you the foreperson? (Please circle; continue answers to the right as necessary.)

Yes No

c. Grand Jury

Number of times: \_\_\_\_\_

Number of: \_\_\_\_\_ Federal cases \_\_\_\_\_ State cases

20. This is a criminal case. Among other things, that means that the burden of proof differs from the burdens of proof that apply in a civil case or in the grand jury. If you have previously served as a juror in a civil case or on a grand jury, would you be able to follow the Court's instructions with respect to the burdens that apply in this case? (Please circle.)

Yes No

21. If you have previously served as a juror, was there anything about your jury experience that would make you unable to be fair and impartial in this case? (Please circle.)

Yes No

22. If the answer to Question #21 was yes, please describe why it would be difficult for you to be impartial:

\_\_\_\_\_  
\_\_\_\_\_

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**EDUCATION & EMPLOYMENT**

23. How far did you go in school?

\_\_\_\_\_

24. If you attended graduate or professional school, please specify your area of study and what degree you received, if any:

\_\_\_\_\_

25. If you are currently employed, please tell us about your job:

Do you work more than one job? \_\_\_\_\_

What is your job description? \_\_\_\_\_

How long have you worked at your job? \_\_\_\_\_

If you have held your job for fewer than five years, what did you do previously?

\_\_\_\_\_

\_\_\_\_\_

26. If you are retired:

When did you retire? \_\_\_\_\_

How long did you work at your last job? \_\_\_\_\_

What was your title or job description? \_\_\_\_\_

27. If you are not employed outside the home, are you:

\_\_\_\_\_ A student? Where do you attend school? \_\_\_\_\_

How many days a week do you attend? \_\_\_\_\_

\_\_\_\_\_ A homemaker?

\_\_\_\_\_ Between jobs? If so, what is your usual employment? \_\_\_\_\_

\_\_\_\_\_ Disabled? What is the nature of the disability that prevents you from working?

\_\_\_\_\_

\_\_\_\_\_ Other: \_\_\_\_\_

How long has it been since you were last employed outside the home?

\_\_\_\_\_

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**KNOWLEDGE AND OPINIONS OF THE CASE AND PARTIES**

**Background information:** The Defendant in this case is Michael Avenatti. The alleged victim in this case is Stephanie Clifford, who is also known as “Stormy Daniels.”

28. Do you or does any member of your family or a close friend personally know or have past or present dealings with Mr. Avenatti or any of his family members?

Yes

No

29. If the answer to Question #29 was yes, please state how you, a member of your family, or a close friend personally know Mr. Avenatti or any of his family members, and whether your relationship with him or any of his family members might make it difficult for you to be a fair and impartial juror in this case.

\_\_\_\_\_  
\_\_\_\_\_

30. Before today, had you read, seen, or heard anything about criminal charges brought against Mr. Avenatti?

Yes

No

31. If the answer to Question #31 was yes, please state what you remember hearing, and how or from whom you may have heard (*e.g.*, a friend, the newspaper, a website).

\_\_\_\_\_  
\_\_\_\_\_

32. Aside from anything you may have read, seen, or heard about criminal charges brought against Mr. Avenatti, before today, had you read, seen, or heard anything about Mr. Avenatti?

Yes

No

33. If the answer to Question #33 was yes, please state what you remember hearing and how or from whom you may have heard about Mr. Avenatti (*e.g.*, a friend, the newspaper, a website) and what you remember hearing.

\_\_\_\_\_  
\_\_\_\_\_

34. Based on anything that you have read, seen, or heard about Mr. Avenatti, including anything about criminal charges against Mr. Avenatti, have you formed any opinions about Mr. Avenatti that might make it difficult for you to be a fair and impartial juror in this case?

Yes

No

Not applicable, I have not read/seen/heard about Mr. Avenatti



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35. If the answer to Question #34 was yes, please explain why it might be difficult for you to be a fair and impartial juror in this case.

\_\_\_\_\_  
\_\_\_\_\_

36. Based on anything you have read, seen, or heard about Mr. Avenatti, including anything about criminal charges brought against Mr. Avenatti, would you be able to follow the Court's instruction to put that information out of your mind and decide this case based only on the evidence presented at trial?

Yes

No

Not applicable, I have not read/seen/heard about Mr. Avenatti

37. Do you or does any member of your family or a close friend personally know or have past or present dealings with Ms. Daniels or any of her family members?

Yes

No

38. If the answer to Question #37 was yes, please state how you, a member of your family, or a close friend personally know Ms. Daniels or any of her family members, and whether your relationship with her or any of her family members might make it difficult for you to be a fair and impartial juror in this case.

\_\_\_\_\_  
\_\_\_\_\_

39. Before today, had you read, seen, or heard anything about Ms. Daniels?

Yes

No

40. If the answer to Question #39 was yes, please state what you remember hearing, and how or from whom you may have heard (*e.g.*, a friend, the newspaper, a website).

\_\_\_\_\_  
\_\_\_\_\_

41. Based on anything that you have read, seen, or heard about Ms. Daniels, have you formed any opinions about Ms. Daniels that might make it difficult for you to be a fair and impartial juror in this case?

Yes

No

Not applicable, I have not read/seen/heard about Ms. Daniels

42. If the answer to Question #41 was yes, please explain why it might be difficult for you to be a fair and impartial juror in this case.

\_\_\_\_\_  
\_\_\_\_\_

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43. Based on anything you have read, seen, or heard about Ms. Daniels, would you be able to follow the Court's instruction to put that information out of your mind and decide this case based only on the evidence presented at trial?

Yes

No

Not applicable, I have not read/seen/heard about Ms. Daniels

44. Do you know or have you heard of any of the following people or entities, which include the lawyers in this case, people who may testify at the trial, and other names that may be mentioned during the course of the trial? (Please circle any for whom or which the answer is yes.)

- |                               |                                    |
|-------------------------------|------------------------------------|
| • Pamela Baez                 | • Susan McClaran                   |
| • Elizabeth Beier             | • Benjamin Meiselas                |
| • Geoffrey Berman             | • Travis Miller                    |
| • Christine Carlin            | • Mareli Miniutti                  |
| • Dmitri Chitov               | • Mariel Colon Miro                |
| • Dwayne Crawford             | • Denver Nicks                     |
| • Daniel Dubin                | • David Padilla                    |
| • Madison Dunbar              | • Brandon Parraway                 |
| • Melissa Galicia             | • DeLeassa Penland                 |
| • Mark Geragos                | • Matthew Podolsky                 |
| • Jack Guiragosian            | • Pro Tech Security and Automation |
| • Christopher Harper          | • Judy Regnier                     |
| • Luke Janklow                | • Sally Richardson                 |
| • Janklow & Nesbit Associates | • Security and Automation LLC      |
| • Geoffrey Johnson            | • St. Martin's Press               |
| • Global Baristas             | • Robert Sobelman                  |
| • Sean Macias                 | • Jessica Volchko                  |
| • Macmillan Publishers        | • Thomas Warren                    |

45. If you circled any of the entries in Question #44, please describe your familiarity with that person or entity:

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46. If you circled any of the entries in Question #44, would your familiarity with that person or entity it difficult for you to be impartial to the parties in this case and to decide the case based solely on the evidence presented at trial? (Please circle.)

Yes

No

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47. If the answer to Question #46 was yes, please describe why it would be difficult for you to be impartial.

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**DECLARATION**

I, \_\_\_\_\_ (*print name*) declare under penalty of perjury that the foregoing answers set forth in this Jury Questionnaire are true and correct to the best of my knowledge and belief. I have not discussed my answers with others, or received assistance in completing the questionnaire.

Signed this \_\_\_\_\_ day of April, 2020

\_\_\_\_\_  
(signature)

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**You may use these pages to finish any answers that you could not fit in the spaces provided above. If you write anything below, please indicate the number of the relevant question.**

[illegible]

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This image shows a blank sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

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